

UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF WASHINGTON

MORIAH BEST,

Plaintiff.

1

SELAH SCHOOL DISTRICT NO.
119,

Defendant.

NO. 1:22-CV-3116-TOR

ORDER DENYING PLAINTIFF'S
MOTION FOR RECONSIDERATION

BEFORE THE COURT is Plaintiff's Motion for Reconsideration, ECF No. [REDACTED]

14 17. This matter was submitted for consideration without oral argument. The Court
15 has reviewed the record and files herein, and is fully informed. For the reasons
16 discussed below, Plaintiff's Motion is **DENIED**.

DISCUSSION

18 Motions for reconsideration are generally disfavored. “Reconsideration is
19 appropriate if the district court (1) is presented with newly discovered evidence, (2)
20 committed clear error or the initial decision was manifestly unjust, or (3) if there is

1 an intervening change in controlling law.” *Sch. Dist. No. IJ, Multnomah Cty., Or.*
2 *v. ACandS, Inc.*, 5 F.3d 1255, 1263 (9th Cir. 1993). “There may also be other,
3 highly unusual, circumstances warranting reconsideration.” *Id.*

4 Plaintiff asks the Court to either provide Plaintiff an additional two weeks to
5 respond to Defendant’s motion and/or secure substitute counsel on the grounds that
6 “Plaintiffs’ counsel has been dealing with the terminal illness of her partner.” ECF
7 No. 17 at 1–2. While the Court is sympathetic to Plaintiff’s situation, it does not
8 warrant the multiple failures to engage in prosecution of this case, *see* ECF No. 15,
9 or the failure to bring this issue to the Court’s attention in the several months
10 preceding dismissal of this case. As Plaintiff fails to show clear error or manifest
11 injustice, Plaintiff’s motion is denied.

12 **ACCORDINGLY, IT IS HEREBY ORDERED:**

13 Plaintiff’s Motion for Reconsideration (ECF No. 17) is **DENIED**.

14 The District Court Executive is directed to enter this Order and provide
15 copies to the parties. The file remains closed.

16 DATED May 23, 2023.



17 A handwritten signature in blue ink that reads "Thomas O. Rice".
18 THOMAS O. RICE
United States District Judge
19
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